

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77195

This is to certify that: VIOLA J WARD And
 DE LOY Z WARD
 1305 S 200 E
 REXBURG ID 83440
 (208)356-5190

And

NEAL WARD And
 SHELLY WARD And
 BRADLEY WARD And
 BRITTANY WARD
 673 N 825 W
 BLACKFOOT ID 83221
 (208)684-5252
 (208)356-5190

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
35-2441	WR/Decreed	10/21/1955	3.94 cfs	N/A	197.0	607.0	GROUND WATER
35-2314	WR/Decreed	03/26/1953	6.56 cfs	N/A	410.0	607.0	GROUND WATER
35-13601	WR/Decreed	04/01/1984	0.4 cfs	N/A	23.0	630.0	GROUND WATER
35-13639	WR/Decreed	04/01/1987	0.68 cfs	136 af	N/A	664.0	GROUND WATER
35-13962	WR/Decreed	08/04/1979	0.67 cfs	N/A	N/A	80.0	GROUND WATER
35-13965	WR/Decreed	02/24/1953	0.59 cfs	127.8 af	32.0	80.0	GROUND WATER
35-13968	WR/Decreed	06/07/1957	0.29 cfs	57.3 af	14.3	80.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
35-2441	NO	NO	YES	NO	NO	NO
35-2314	NO	NO	YES	NO	NO	NO
35-13601	NO	NO	YES	NO	NO	NO
35-13639	NO	NO	YES	NO	NO	NO
35-13962	NO	YES	YES	YES	NO	NO
35-13965	NO	YES	YES	YES	NO	NO
35-13968	NO	YES	YES	YES	NO	NO

SUPPORT DATA

IN FILE # 35-2314

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77195**

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
35-2441	35-2441	3.94 cfs	788 af	197.0	744.0		N/A	N/A	N/A	N/A
35-2314	35-2314	6.56 cfs	1640 af	410.0	744.0		N/A	N/A	N/A	N/A
35-13601	35-13601	0.4 cfs	92 af	23.0	744.0		N/A	N/A	N/A	N/A
35-13639	35-13639	0.68 cfs	136 af	34.0	744.0		N/A	N/A	N/A	N/A
35-13962	35-13962	0.67 cfs	284.4 af	80.0	744.0		N/A	N/A	N/A	N/A
35-13965	35-13965	0.59 cfs	127.8 af	32.0	744.0		N/A	N/A	N/A	N/A
35-13968	35-13968	0.29 cfs	57.3 af	14.3	744.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		12.05 cfs	2976 af	744.0	744.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 14th day of June, 20 11



Water Resources Program Manager

WATER RIGHT NO. 35-2314
As Modified by Transfer No. 77195

In accordance with the approval of Transfer No. 77195, Water Right No. 35-2314 is now described as follows.

Right Holder: VIOLA J WARD And
 SHELLY M WARD And
 NEAL D WARD And
 DE LOY Z WARD
 1305 S 200 E
 REXBURG ID 83440

Priority Date: March 26, 1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	6.56 CFS	1,640.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESWNW	Sec. 26 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	SWSWNE	Sec. 35 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	SWNW	Sec. 35 Twp 01S	Rge 34E	BINGHAM County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
01S	34E	26			37.0	23.3			33.7	39.3	36.2			34.7	39.4	37.3	30.4	24.9	37.6	373.8
01S	34E	34	30.0	2.2	.5	18.0												19.2	5.5	75.4
01S	34E	35			8.4	18.3			34.8	38.6	38.9	38.8		33.8	40.0	28.9	14.3			294.8

Total Acres: 744

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 410.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-2314, 35-2441, 35-13601 and 35-13639 when combined shall not exceed a total diversion rate of 10.5 cfs, a total annual maximum diversion volume of 2656.0 af, and the irrigation of 664.0 acres.
3. Rights 35-2314, 35-2441, 35-13601, 35-13639, 35-13968, 35-13965, and 35-13962 when combined shall not exceed a total diversion rate of 12.05 cfs, a total annual maximum diversion volume of 2976.0 af, and the irrigation of 744.0 acres.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.

WATER RIGHT NO. 35-2314
As Modified by Transfer No. 77195

CONDITIONS OF APPROVAL

5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Prior to the diversion and use of water under Transfer approval 77195, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
9. Right Nos. 35-13601 and 35-13639 are an enlargement of Right Nos. 35-2314 and 35-2441 pursuant to Section 42-1426, Idaho Code.
10. This right does not grant any right-of-way or easement across the land of another.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 14th day of June, 2011



Water Resources Program Manager

WATER RIGHT NO. 35-2441
As Modified by Transfer No. 77195

In accordance with the approval of Transfer No. 77195, Water Right No. 35-2441 is now described as follows.

Right Holder: NEAL D WARD And
 SHELLY M WARD And
 VIOLA J WARD And
 DE LOY Z WARD
 1305 S 200 E
 REXBURG ID 83440

Priority Date: October 21, 1955

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	3.94 CFS	788.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESWNW	Sec. 26 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	SWSWNE	Sec. 35 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	SWNW	Sec. 35 Twp 01S	Rge 34E	BINGHAM County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
01S	34E	26			37.0	23.3			33.7	39.3	36.2			34.7	39.4	37.3	30.4	24.9	37.6	373.8
01S	34E	34	30.0	2.2	.5	18.0											19.2		5.5	75.4
01S	34E	35			8.4	18.3			34.8	38.6	38.9	38.8		33.8	40.0	28.9	14.3			294.8

Total Acres: 744

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 197.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-2314, 35-2441, 35-13601 and 35-13639 when combined shall not exceed a total diversion rate of 10.5 cfs, a total annual maximum diversion volume of 2656.0 af, and the irrigation of 664.0 acres.
3. Rights 35-2314, 35-2441, 35-13601, 35-13639, 35-13968, 35-13965, and 35-13962 when combined shall not exceed a total diversion rate of 12.05 cfs, a total annual maximum diversion volume of 2976.0 af, and the irrigation of 744.0 acres.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.

WATER RIGHT NO. 35-2441
As Modified by Transfer No. 77195

CONDITIONS OF APPROVAL

5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Prior to the diversion and use of water under Transfer approval 77195, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
9. Right Nos. 35-13601 and 35-13639 are an enlargement of Right Nos. 35-2314 and 35-2441 pursuant to Section 42-1426, Idaho Code.
10. This right does not grant any right-of-way or easement across the land of another.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 14th day of June, 2011


Water Resources Program Manager

WATER RIGHT NO. 35-13601
As Modified by Transfer No. 77195

In accordance with the approval of Transfer No. 77195, Water Right No. 35-13601 is now described as follows.

Right Holder: DE LOY Z WARD Or
 NEAL D WARD Or
 SHELLY M WARD Or
 VIOLA J WARD
 1305 S 200 E
 REXBURG ID 83440

Priority Date: April 01, 1984

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.40 CFS	92.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESWNW	Sec. 26 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	SWSWNE	Sec. 35 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	SWNW	Sec. 35 Twp 01S	Rge 34E	BINGHAM County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
01S	34E	26			37.0	23.3			33.7	39.3	36.2			34.7	39.4	37.3	30.4	24.9	37.6	373.8
01S	34E	34	30.0	2.2	.5	18.0											19.2		5.5	75.4
01S	34E	35			8.4	18.3			34.8	38.6	38.9	38.8	33.8	40.0	28.9	14.3				294.8

Total Acres: 744

CONDITIONS OF APPROVAL

1. This right is for an enlargement of 23.0 acres within the place of use described for this right.
2. Rights 35-2314, 35-2441, 35-13601 and 35-13639 when combined shall not exceed a total diversion rate of 10.5 cfs, a total annual maximum diversion volume of 2656.0 af, and the irrigation of 664.0 acres.
3. Rights 35-2314, 35-2441, 35-13601, 35-13639, 35-13968, 35-13965, and 35-13962 when combined shall not exceed a total diversion rate of 12.05 cfs, a total annual maximum diversion volume of 2976.0 af, and the irrigation of 744.0 acres.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is

WATER RIGHT NO. 35-13601
As Modified by Transfer No. 77195

CONDITIONS OF APPROVAL

5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Prior to the diversion and use of water under Transfer approval 77195, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
9. This right is based upon an enlargement of Right Nos. 35-2314 and 35-2441 pursuant to Section 42-1426, Idaho Code.
10. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
11. This right does not grant any right-of-way or easement across the land of another.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 14th day of June, 20 11


Water Resources Program Manager

WATER RIGHT NO. 35-13639
As Modified by Transfer No. 77195

In accordance with the approval of Transfer No. 77195, Water Right No. 35-13639 is now described as follows.

Right Holder: NEAL D WARD Or
 SHELLY M WARD Or
 VIOLA J WARD Or
 DE LOY Z WARD
 1305 S 200 E
 REXBURG ID 83440

Priority Date: April 01, 1987

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.68 CFS	136.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESWNW	Sec. 26 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	SWSWNE	Sec. 35 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	SWNW	Sec. 35 Twp 01S	Rge 34E	BINGHAM County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals		
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
01S	34E	26			37.0	23.3			33.7	39.3	36.2			34.7	39.4	37.3	30.4	24.9	37.6		373.8
01S	34E	34	30.0	2.2	.5	18.0												19.2		5.5	75.4
01S	34E	35			8.4	18.3			34.8	38.6	38.9	38.8	33.8	40.0	28.9	14.3					294.8

Total Acres: 744

CONDITIONS OF APPROVAL

1. This right is for an enlargement of 34.0 acres within the place of use described for this right.
2. Rights 35-2314, 35-2441, 35-13601 and 35-13639 when combined shall not exceed a total diversion rate of 10.5 cfs, a total annual maximum diversion volume of 2656.0 af, and the irrigation of 664.0 acres.
3. Rights 35-2314, 35-2441, 35-13601, 35-13639, 35-13968, 35-13965, and 35-13962 when combined shall not exceed a total diversion rate of 12.05 cfs, a total annual maximum diversion volume of 2976.0 af, and the irrigation of 744.0 acres.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.

WATER RIGHT NO. 35-13639
As Modified by Transfer No. 77195

CONDITIONS OF APPROVAL

5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Prior to the diversion and use of water under Transfer approval 77195, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
9. This right is based upon an enlargement of Right Nos. 35-2314 and 35-2441 pursuant to Section 42-1426, Idaho Code.
10. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
11. This right does not grant any right-of-way or easement across the land of another.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 14th day of June, 2011


Water Resources Program Manager

WATER RIGHT NO. 35-13968
As Modified by Transfer No. 77195

In accordance with the approval of Transfer No. 77195, Water Right No. 35-13968 is now described as follows.

Right Holder: DE LOY Z WARD And
 VIOLA J WARD And
 NEAL D WARD And
 SHELLY M WARD
 1305 S 200 E
 REXBURG ID 83440

Priority Date: June 07, 1957

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.29 CFS	57.3 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESWNW	Sec. 26 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	SWSWNE	Sec. 35 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	SWNW	Sec. 35 Twp 01S	Rge 34E	BINGHAM County

PLACE OF USE:

<u>PLACE OF USE:</u>			IRRIGATION																<u>Totals</u>
Twp	Rge	Sec	NE				NW				SW				SE				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
01S	34E	26			37.0	23.3			33.7	39.3	36.2	34.7	39.4	37.3	30.4	24.9	37.6		373.8
01S	34E	34	30.0	2.2	.5	18.0									19.2		5.5		75.4
01S	34E	35		8.4	18.3		34.8	38.6	38.9	38.8	33.8	40.0	28.9	14.3					294.8

Total Acres: 744

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 14.3 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13968, 35-13965, and 35-13962 when combined shall not exceed a total annual maximum diversion volume of 320.0 af, and the irrigation of 80.0 acres.
3. Rights 35-2314, 35-2441, 35-13601, 35-13639, 35-13968, 35-13965, and 35-13962 when combined shall not exceed a total diversion rate of 12.05 cfs, a total annual maximum diversion volume of 2976.0 af, and the irrigation of 744.0 acres.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.

WATER RIGHT NO. 35-13968
As Modified by Transfer No. 77195

CONDITIONS OF APPROVAL

5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Prior to the diversion and use of water under Transfer approval 77195, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. This right does not grant any right-of-way or easement across the land of another.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 14th day of June, 20 11


Water Resources Program Manager

WATER RIGHT NO. 35-13965
As Modified by Transfer No. 77195

In accordance with the approval of Transfer No. 77195, Water Right No. 35-13965 is now described as follows.

Right Holder: DELOY Z WARD And
 VIOLA J WARD And
 NEAL D WARD And
 SHELLY M WARD
 1305 S 200 E
 REXBURG ID 83440

Priority Date: February 24, 1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.59 CFS	127.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESWNW	Sec. 26 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	SWSWNE	Sec. 35 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	SWNW	Sec. 35 Twp 01S	Rge 34E	BINGHAM County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 34E 26			37.0	23.3		33.7	39.3	36.2	34.7	39.4	37.3	30.4	24.9	37.6			373.8
01S 34E 34	30.0	2.2	.5	18.0									19.2			5.5	75.4
01S 34E 35		8.4	18.3		34.8	38.6	38.9	38.8	33.8	40.0	28.9	14.3					294.8

Total Acres: 744

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 32.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13968, 35-13965, and 35-13962 when combined shall not exceed a total annual maximum diversion volume of 320.0 af, and the irrigation of 80.0 acres.
3. Rights 35-2314, 35-2441, 35-13601, 35-13639, 35-13968, 35-13965, and 35-13962 when combined shall not exceed a total diversion rate of 12.05 cfs, a total annual maximum diversion volume of 2976.0 af, and the irrigation of 744.0 acres.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.

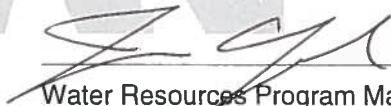
WATER RIGHT NO. 35-13965
As Modified by Transfer No. 77195

CONDITIONS OF APPROVAL

5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Prior to the diversion and use of water under Transfer approval 77195 the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
9. This right does not grant any right-of-way or easement across the land of another.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 14th day of June, 20 11


Water Resources Program Manager

WATER RIGHT NO. 35-13962
As Modified by Transfer No. 77195

In accordance with the approval of Transfer No. 77195, Water Right No. 35-13962 is now described as follows.

Right Holder: VIOLA J WARD And
 NEAL D WARD And
 DELOY Z WARD And
 SHELLY M WARD
 1305 S 200 E
 REXBURG ID 83440

Priority Date: August 04, 1979

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.67 CFS	284.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESWNW	Sec. 26 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	SWSWNE	Sec. 35 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	SWNW	Sec. 35 Twp 01S	Rge 34E	BINGHAM County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
01S	34E	26			37.0	23.3			33.7	39.3	36.2			34.7	39.4	37.3	30.4	24.9	37.6	373.8
01S	34E	34	30.0	2.2	.5	18.0												19.2	5.5	75.4
01S	34E	35		8.4	18.3			34.8	38.6	38.9	38.8			33.8	40.0	28.9	14.3			294.8

Total Acres: 744

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 80.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13968, 35-13965, and 35-13962 when combined shall not exceed a total annual maximum diversion volume of 320.0 af, and the irrigation of 80.0 acres.
3. Rights 35-2314, 35-2441, 35-13601, 35-13639, 35-13968, 35-13965, and 35-13962 when combined shall not exceed a total diversion rate of 12.05 cfs, a total annual maximum diversion volume of 2976.0 af, and the irrigation of 744.0 acres.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.

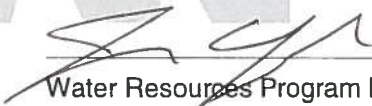
WATER RIGHT NO. 35-13962
As Modified by Transfer No. 77195

CONDITIONS OF APPROVAL

5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Prior to the diversion and use of water under Transfer approval 77195, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
9. This right does not grant any right-of-way or easement across the land of another.
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This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 14th day of June, 20 11


Water Resources Program Manager